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PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) WITH POWER OF ATTORNEY</b> <input type="checkbox"/> Declaration Submitted with Initial Filing      OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	Attorney Docket Number	4278
	First Named Inventor	Oliver ROEHE
	<b>COMPLETE IF KNOWN</b>	
	Application Number	/
	Filing Date	
	Group Art Unit	
Examiner Name		

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND DEVICE FOR INSERTING IMPLANTS INTO HUMAN ORGANS

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 09/22/2000 as United States Application Number or PCT International

Application Number PCT/DE00/03310 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
199 45 587.2	Fed. Rep. of Germany	09/23/1999	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

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ATTORNEY DOCKET NO. 4278

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our U.S. No.: 4278

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number 021553

Direct all correspondence to: ☒ Customer Number 021553 or Bar Code Label

Place Customer Number Bar Code Label here



**021553**

PATENT AND TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Oliver  
(first and middle (if any))

Family Name ROEHE  
or Surname

Inventor's Signature *Oliver Roehle* Date 5th February, 2002

Residence: City 27721 Ritterhude DEX State   Fed. Rep. of   Country Germany Citizenship German

Mailing Address c/o CO.DON AG, Warthestr. 21

Mailing Address

City Teltow State   ZIP 14513 Fed. Rep. of   Country Germany

NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Horst  
(first and middle (if any))

Family Name LAUBE  
or Surname

Inventor's Signature *Horst Laube* Date 5th February, 2002

Residence: City 10115 Berlin State   Fed. Rep. of   Country Germany Citizenship German

Mailing Address c/o CO.DON AG, Warthestr. 21

Mailing Address

City Teltow State   ZIP 14513 Fed. Rep. of   Country Germany

☒ Additional inventors are being named on the 3 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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# DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 3 of 3

3-00

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name <u>Martin</u>		Family Name or Surname <u>MATTHAEUS</u>	
Inventor's Signature <u>Martin Mattheus</u>		Date <u>5th February, 2002</u>	
Residence: City <u>14052 Berlin DEX</u>	State	Fed. Rep. of Country <u>Germany</u>	Citizenship <u>German</u>
Mailing Address <u>c/o CO.DON AG, Warthestr. 21</u>			
Mailing Address			
City <u>Teltow</u>	State	ZIP <u>14513</u>	Fed. Rep. of Country <u>Germany</u>
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

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DOCKET NO.: 4278/PCT  
INVENTOR: Oliver ROEHE et al.

TRANSLATOR'S DECLARATION

I, Walter F. Fasse, having an office at: 58-G Main Road North,  
(translator's name) (translator's office  
address)  
Hampden, Maine 04444-0726, U.S.A.

and a mailing address: Fasse Patent Attorneys, P. A.,  
(translator's mailing address)  
P.O. Box 726, Hampden, Maine 04444-0726, U.S.A.

solemnly declare:

that I am fully conversant and knowledgeable in the German  
language to fluently read, write, and speak it, I am also  
fully conversant and knowledgeable in the English language;

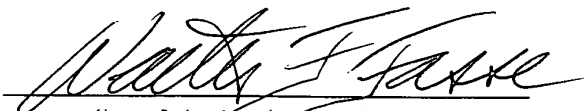
that I have, to the best of my ability, prepared the attached  
accurate, complete and literal translation of:

International PCT Application No. PCT/DE00/03310

International Application Filed: September 22, 2000.

I further declare that all statements made herein of my own  
knowledge are true and that all statements made on information  
and belief are believed to be true; and further that these  
statements were made with the knowledge that willful false  
statements and the like so made are punishable by fine or  
imprisonment, or both, under Section 1001 of Title 18 of the  
United States Code and that such willful false statements may  
jeopardize the validity of the application or any patent  
issuing thereon.

Date: January 31, 2002

  
(translator's signature)  
Name: Walter F. Fasse  
(translator's name)

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